

PATENT

Attorney Docket No. 5231.03-4000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellant(s): John S. Yates, Jr., et al.

Serial No.: 09/385,394

Art Unit: 2183

Filed: August 30, 1999

Examiner: Richard Ellis

Title: COMPUTER WITH TWO EXECUTION MODES

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NOTICE OF APPEAL

COMMISSIONER FOR PATENTS

Box AF

Washington, D.C. 20231

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the rejections in the Office Action dated October 1, 2002. Charge the Notice of Appeal fee of \$ 320.00 to Deposit Account 50-0675, Order No. 5231.03-4000.

Advisory Actions between March 12 and March 25, 2003 (papers 16, 17 and 19) variously state that the shortened statutory period for response is extended for five months, to March 1, 2002, or runs to April 1, 2003. If the shortened statutory time period runs through April 1, 2003, this paper is timely, and no extension of time is required. In an abundance of caution, Applicant petitions for a one-month extension of time, and requests that the petition fee of \$110.00 be charged to Deposit Account 50-0675, Order No. 5231.03-4000.

If any further extension of time is required, Appellant petitions for that extension of time required to make timely this Notice of Appeal. The Commissioner is hereby authorized to charge any additional required fees (including all extension of time fees pursuant to 37 C.F.R. § 1.17), or credit any overpayment, to Deposit Account 50-0675, Order No. 5231.03-4000.

Respectfully submitted,

SCHULTE ROTH & ZABEL, LLP

Dated: April 1, 2003

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02 FC:1401 320.00 CH

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I certify that this correspondence, along with any documents referred to therein, is being transmitted by facsimile on April 1, 2003 to The Commissioner for Patents, Box AF, Washington D.C. 20231.

